

PATENT  
Customer No. 22,852  
Attorney Docket No. 05725.0490-00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re National Stage of International  
Application No. PCT/FR99/00609 of:

Nadia TERREN et al.

Application No.: 09/423,974

International Filing Date: November 17, 1999

35 U.S.C. §371 date: January 5, 2000

For: USE OF A SILICONE SURFACTANT  
OF ALKYL-DIMETHICONE  
COPOLYOL TYPE FOR PREPARING  
SOLID WATER-IN-OIL COSMETIC  
EMULSIONS AND RESULTING  
SOLID WATER-IN-OIL EMULSIONS

)  
) Group Art Unit: 1617

)  
) Examiner: L. Wells

)  
) **CERTIFICATE OF TRANSMISSION**  
) **UNDER 37 CFR §1.8**

) I hereby certify that this correspondence is  
) being transmitted by facsimile to the U.S.  
) Patent and Trademark Office on October 1,  
) 2004:

) Name: Jennifer Leveille

) Signature: Jennifer Leveille

) Date: 10/1/04

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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OCT 04 2004

**NOTICE OF APPEAL**

Sir,

Applicants hereby appeal to the Board of Appeals from the decision dated July 1,  
2004 of the Examiner.

The item(s) checked below are appropriate:

1. ☐ A Petition for extension of time to respond to the final rejection was filed on [Date] extending the period for response to [Date].
2. ☐ A Petition for extension of time to further extend the period for response to October 7, 2002 is enclosed together with a fee of \$400.00.

☐ Is enclosed or ☒ is to be charged to Deposit Account No. 06-0916

4. ☒ The Brief in Support of an Appeal Fee of \$340.00 (or \$170.00 if by small entity)

☐ Is enclosed or ☒ is to be charged to Deposit Account No. 06-0916.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 1, 2004

By: *Maria Bautista*  
Maria T. Bautista  
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